

APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office JUL 02 1990

Returned to applicant for correction _____

Corrected application filed _____

Map filed SEP 14 1987 under 51221

The applicant Jelly Bean Mining Corp. c/o James L. Buchanan

300 So. Maryland Parkway, of Las Vegas,
Street and No. or P.O. Box No. City or Town

Nevada 89101, hereby make application for permission to appropriate the public
State and Zip Code No.

waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.) October 20, 1981, State of Nevada

1. The source of the proposed appropriation is underground
Name of stream, lake, spring, underground or other source

2. The amount of water applied for is 1.12 second-feet
One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of acre-feet n/a

3. The water to be used for municipal use for the City of Tonopah
Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.

4. If use is for:

(a) Irrigation, state number of acres to be irrigated n/a

(b) Stockwater, state number and kinds of animals to be watered n/a

(c) Other use (describe fully under "No. 12. Remarks") Municipal

(d) Power:

(1) Horsepower developed ten horsepower submersible pump

(2) Point of return of water to stream n/a

5. The water is to be diverted from its source at the following point within SW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 31, T4N
Describe as being within a 40-acre subdivision of public

R43E MDB&M or at a point from which the NW corner of said Section 31 bears N
survey, and by course and distance to a section corner. If on unsurveyed land, it should be so stated.

33° 13' 26" W a distance of 2094.48 feet

6. Place of use NW $\frac{1}{4}$ Section 31 T4N R43E MDB&M
Describe by legal subdivision. If on unsurveyed land, it should be so stated.

7. Use will begin about Jan. 1 and end about Dec. 31, of each year.
Month and Day Month and Day

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) water is delivered from well site to the
State manner in which water is to be diverted, i.e. diversion structure, ditches and
Tonopah pipeline of a distance of approximately 2 miles.
flumes, drilled well with pump and motor, etc.

9. Estimated cost of works 450,000

10. Estimated time required to construct works..... 2 years
 If well completed, describe works.

11. Estimated time required to complete the application of water to beneficial use..... 2 years

12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

150 million gallons per year would be supplied to Tonopah Public

Utilities for consumption by adults.

By s/James L. Buchanan
 300 S. Maryland Parkway
 Las Vegas, Nevada 89101

Compared bc/cc

Protested

DENIAL OF STATE ENGINEER

~~This is to certify that I have examined the foregoing application and I hereby grant the same, subject to the following limitations and conditions:~~

This application is hereby denied on the grounds that to grant a water right application to an entity not entitled to apply, and further on the grounds that to grant a water right application to an entity with no reasonable expectation of beneficial use, would threaten to prove detrimental to the public interest.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed.....cubic feet per second.....

Work must be prosecuted with reasonable diligence and be completed on or before.....

Proof of completion of work shall be filed on or before.....

Application of water to beneficial use shall be made on or before.....

Proof of the application of water to beneficial use shall be filed on or before.....

Map in support of proof of beneficial use shall be filed on or before.....

Completion of work filed.....

Proof of beneficial use filed.....

Cultural map filed.....

Certificate No.....Issued.....

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,
 State Engineer of Nevada, have hereunto set my hand and the seal of my
 office, this 1st day of March

A.D. 192001

Hugh Ricci, P.E.
 State Engineer